

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

STATE OF OHIO, ex rel.	:	CASE NO. 2:16-cv-00802
DAVE YOST	:	
OHIO ATTORNEY GENERAL	:	CHIEF JUDGE SARGUS
 Plaintiff,	:	 MAGISTRATE JUDGE JOLSON
 v.	:	
 JOHN G. BREEN, et al.	:	
 Defendants.	:	

JOINT NOTICE TO COURT REGARDING STATUS OF NEGOTIATIONS

The parties in this matter hereby submit this Joint Notice to Court Regarding Status of Negotiations. The State and Trabue Dublin have reached a settlement in principle and request sixty (60) days to prepare a Consent Decree and accompanying documents for the Court's approval. As such, the State and Trabue Dublin will file the Consent Decree and accompanying documents on or before March 30, 2021.

As this Court is aware, the Estate of Donald Dick previously settled its liability through a Consent Decree approved by this Court on February 27, 2019. Additionally, there have been no communications with the Breen Defendants.

The State would respectfully request that the Court issue its decision on the March 11, 2019 trial *after* the Consent Decree between the State and Trabue Dublin is filed.

Respectfully submitted,

s/ Karrie P. Kunkel

Karrie P. Kunkel (0089755) *Trial Attorney*
Janean R. Weber (0083960) *Co-Counsel*
Assistant Attorneys General
Environmental Enforcement Section
30 East Broad Street, 25th Floor
Columbus, Ohio 43215
Phone: (614) 466-2766
Fax: (614) 644-1926
Karrie.Kunkel@OhioAttorneyGeneral.gov
Janean.Weber@OhioAttorneyGeneral.gov
Counsel for Plaintiff State of Ohio

s/ Michael J. O'Callaghan

Michael J. O'Callaghan
Shumaker Loop & Kendrick., LLP
41 S. High Street, Suite 2400
Columbus, Ohio 43215-6104
mocallaghan@shumaker.com
daxelrod@shumaker.com
mmiller@shumaker.com
Counsel for Trabue Dublin, LLC